

United States District Court
Eastern District of Michigan

United States of America

ORDER OF DETENTION PENDING TRIAL

v.

Robin Wilson /

Case Number: 05-80617

Defendant

In accordance with the Bail Reform Act, 18 U.S.C. §3142(f), a detention hearing has been held. I conclude that the following facts require the detention of the defendant pending trial in this case.

Part I – Findings of Fact

(1) I find that:

- X** there is probable cause to believe that the defendant has committed an offense
- X** for which a maximum term of imprisonment of ten years or more is prescribed in 21 U.S.C. § 841 or 846;
- “** under 18 U.S.C. § 924(c).

(2) I further find that the defendant has not rebutted the presumption established by finding that no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of the community.

Alternative Findings

X I find that the government has established by a preponderance of the evidence that there is a serious risk that the defendant will not appear.

X I find that the government has established by clear and convincing evidence that there is a serious risk that the defendant will endanger the safety of another person or the community.

Part II – Written Statement of Reasons for Detention

I find that the credible testimony and information submitted at the hearing established the following factors under 18 U.S.C. § 3142(g):

- X** (a) nature of the offense - The grand jury found that this defendant was a mid-level manager of a large scale drug distribution conspiracy involving violence and assassination attempts.
- X** (b) weight of the evidence - Strong evidence including wiretaps, surveillance and multiple seizures totalling more than 8000 pounds of marijuana and \$12.5 million in cash.
- X** (c) history and characteristics of the defendant -
 - X** 1) physical and mental condition - Good health despite marijuana use.
 - X** 2) employment, financial, family ties - Has family ties and job with relative, but claims no significant assets and requested court appointed counsel.
 - X** 3) criminal history and record of appearance - Two (2) drug distribution felonies and one (1) firearm conviction for sawed-off shotgun.
- “** (d) probation, parole or bond at time of the alleged offense
- X** (e) danger to another person or community - Was victim of assassination attempt by shooting. Wiretap evidence indicates that he was not carrying his pistol because the car in which he was riding had no place to hide it. Wilson declared that he would have employed a firearm if he had it with him. Surveillance and wiretap evidence regarding this defendant's activities has resulted in the seizure of millions of dollars in cash and marijuana caches in excess of one ton. This defendant faces significant imprisonment upon conviction and the evidence is strong. The conspiracy has generated huge cash proceeds, and this defendant's role was to manage collections and drug caches.

Part III – Directions Regarding Detention

The defendant is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall deliver the defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding.

July 22, 2005

Date

s/Donald A. Scheer

Signature of Judge

Donald A. Scheer, United States Magistrate Judge

Name and Title of Judge